IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

Arieh LEVY et al

Serial No.:

10/607,103

Filed:

June 27, 2003

For:

Sir:

CAROTENOIDS RICH PAPRIKA CULTIVARS

roi. CAROTENOIDS RIC

Examiner: ROBINSON, KEITH O NEAL

Commissioner for Patents

Alexandria, VA 22313-1450

P.O. Box 1450

Group Art Unit: 1638

Attorney

Docket: 25821

INFORMATION DISCLOSURE STATEMENT

Enclosed is a PTO Form 1449 which lists citations which may be material to the patentability and examination of the above identified application. Also enclosed are copies of the references cited. These are submitted in compliance with the duty of disclosure defined in 37 CFR 1.56. The Examiner is requested to make these citations of official record in this application.

This Supplemental Information Disclosure Statement is being filed subsequent to an Office Action being mailed and a late fee of \$180 is due. Please charge my Deposit Account 50-1407 for this fee, as well as any additional fees due.

This Information Disclosure Statement under 37 CFR 1.56 is not to be construed as a representation that a search has been made, that additional matter which is material to the examination of this application does not exist, or that any or more of these citations constitutes prior art.

10/27/2005 MDAMTE1 00000020 501407 10607103

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Respectfully submitted,

Martin O. Magnikan

Martin Moynihan

Registration No. 40,338

Dated: October 19, 2005

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PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S.Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO					Complete if Known			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)					Application Number	10/607,103		
					Filing Date	June 27, 2003		
					First Named Inventor	Arich LEVY et al		
					Art Unit			
					Examiner Name	Robinson, Keith O Neal		
Sheet 1		of	2	Attorney Docket Number	25821			
		·	U.S.	PATENT	DOCUMENTS			
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY		Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	 , 	Number-Kind Code ^{2 (if known)}	12 20 2	004	14 -1			
	1	US-2004/0268448	12-30-2004		Levy et al.			
	2	US-2,412,707	12-17-1		Barnett			
	3	US-2,917,539	12-15-1		Isler et al.			
	4	US-3,206,316	09-14-1	965	Kläui			
	5	US-4,400,398	08-23-1	983	Coenen et al.			
	6	US-4,680,314	07-14-1	987	Nonomura			
	7	US-5,079,016	07-7-19	92	Tood Jr.			
	8	US-5,310,554	05-10-1	994	Haigh			
	9	US-5,382,714	01-17-1	995	Khachik			
	10	US-5,648,564	07-15-1	997	Ausich et al.			
	11	US-5,705,180	06-6-19	98	Schlipalius			
	12	US-5,962,756	05-5-19	99	Koch et al.			
	13	US-6,200,597	03-13-2	:001	Mehta et al.			
	14	US-6,380,442	04-30-2		Madhavi et al.			
	15	US-6,428,816	06-6-20	002	Schlipalius et al.			
	1							

FOREIGN PATENT DOCUMENTS											
Examiner Initials*	Cite No. 1	Foreign Patent Documents Country Code ³ · Number ⁴ · Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T 6					
	16	EP 0242148	01-13-1993	Hama et al.		E					
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Examiner Signature				Date Considered							

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. this collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449A/PTO Application Number 10/607,103 Filing Date June 27, 2003 INFORMATION DISCLOSURE First Named Inventor Arieh LEVY et al STATEMENT BY APPLICANT Group Art Unit **Examiner Name** Robinson, Keith O (use as many sheets as necessary) Neal Attorney Docket Number 25821 Sheet 2 2 OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the Examiner Cite item (book, magazine, journal, serial symposium, catalog, etc.) date, page(s), volume-issue number(s), T^2 **Initials** No.1 publisher, city and/or country where published. 17 Govindarajan "Capsicum - Production, Technology, Chemistry, and Quality. Part III. Chemistry of the Color, Aroma, and Pungency Stimuli", CRC Critical Reviews in Food Science and Nutrition, 24(3): 245-355, 1986. Ittah et al. "Hydrolysis Study of Carotenoid Pigments of Paprika (Capsicum Annuum 18 L. Variety Lehava) by HPLC/Photodiode Array Detection", Journal of Agricultural and Food Chemistry, 41: 889-901, 1993. 19 Minguez-Mosquera et al. "Color Quality in Paprika", Journal of Agricultural and Food Chemistry, 40: 2384-2388, 1992. 20 Almela et al. "Carotenoid Composition of New Cultivars of Red Pepper for Paprika", Journal of Agricultural and Food Chemistry, 43: 362-366, 1991.

Signature	Considered	

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1. Applicant's unique citation designation number (optional).

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